

## State Water Resources Control Board

June 26, 2017

(Via email and Certified Mail)  
**CERTIFIED MAIL**  
**NO. 7015 1520 0001 8017 0460**

Ms. Minerva Campbell  
Environmental Compliance  
Pasadena Superior Courthouse  
Judicial Council of California, 19-J1  
2860 Gateway Oaks Drive, Suite 400  
Sacramento, California 95823  
[minerva.campbell@jud.ca.gov](mailto:minerva.campbell@jud.ca.gov)

**SUBJECT: NOTICE OF VIOLATION; UNDERGROUND STORAGE TANK SYSTEM  
LOCATED AT THE PASADENA SUPERIOR COURTHOUSE, JUDICIAL  
COUNCIL OF CALIFORNIA #19-J1, 300 EAST WALNUT STREET, PASADENA**

Dear Ms. Campbell:

As part of an initiative by the State Water Resources Control Board (State Water Board) to ensure compliance at government-owned and/or operated underground storage tank (UST) facilities in California, the State Water Board staff inspected the UST at your facility on June 20, 2017, pursuant to authority under Health and Safety Code (H&SC), chapter 6.7, section 25289.

The State Water Board has identified the following violations pursuant to H&SC, chapter 6.7, and California Code of Regulations (CCR), title 23, chapter 16:

No.	Violation	Tank	Start Date	Stop Date	Regulation
1	<b>Failure to Maintain Facility Information (Form A)</b> – The facility information form must be updated: the permit holder information section lists a former employee, the tank operator section must list American Building Maintenance (ABM), and the property owner and tank owner sections list a telephone number of a former employee.	Diesel	June 20, 2017	Ongoing	23 CCR 2711(a)
2	<b>Failure to Submit Owner/Operator Agreement</b> – An owner/operator agreement between the Judicial Council of California (owner) and ABM (operator) must be submitted to the local CUPA and uploaded to CERS.	Diesel	June 20, 2017	Ongoing	H&SC 25284(a)(3); 23 CCR 2620(b)

Office of Enforcement | 801 K Street, Suite 2300 | Sacramento, CA 95814 | 916.341.5272

FELICIA MARCUS, CHAIR | THOMAS HOWARD, EXECUTIVE DIRECTOR

1001 I Street, Sacramento, CA 95814 | Mailing Address: P.O. Box 100, Sacramento, Ca 95812-0100 | [www.waterboards.ca.gov](http://www.waterboards.ca.gov)

No.	Violation	Tank	Start Date	Stop Date	Regulation
3	<b>Failure to Maintain Tank Information (Form B)</b> – The tank information form must be updated: the tank description section does not list an installation date, and the product piping construction section should list conventional suction.	Diesel	June 20, 2017	Ongoing	23 CCR 2711(a)
4	<b>Failure to Update Monitoring Plan</b> – The pipe monitoring section should list “no” where it asks if suction piping meets exemption criteria.	Diesel	June 20, 2017	Ongoing	H&SC 25286(a); 23 CCR 2632(d)(1)
5	<b>Failure to Maintain Operating Permit Onsite</b> – A current operating permit was not onsite at the time of inspection.	Diesel	June 20, 2017	Ongoing	23 CCR 2712(i)
6	<b>Failure to Update Release Response Plan</b> – The response plan must be updated because it lists a former employee.	Diesel	June 20, 2017	Ongoing	23 CCR 2632(d)(2)
7	<b>Failure to Maintain Monitoring and Testing Records Onsite</b> – The 2014 and 2015 monitoring certifications and 2015 Secondary containment test were not available at the time of inspection and must be maintained for three years.	Diesel	June 20, 2017	Ongoing	H&SC 25293; 23 CCR 2712(b)
8	<b>Failure to Maintain Designated Operator (DO) Records Onsite</b> – The last 12 months of DO records were not available at the time of inspection. DO inspection records must be maintained for one year.	Diesel	June 20, 2017	Ongoing	H&SC 25293; 23 CCR 2715(e)
9	<b>Failure to Perform Annual Monitoring Certification (AMC)</b> – The previous AMC was conducted on November 11, 2015; the next AMC was due on or before November 11, 2016.	Diesel	December 1, 2016	Ongoing	23 CCR 2638
10	<b>Failure to Provide DO Training or Maintain Training Records</b> – Current DO training records were not available at the time of inspection. DO training must be conducted annually and records must be maintained onsite.	Diesel	June 20, 2017	Ongoing	23 CCR 2715(f)

No.	Violation	Tank	Start Date	Stop Date	Regulation
11	<b>Failure to Tag Monitoring Equipment</b> – A current monitoring certification tag was not attached to the annular sensor, monitoring panel, automatic tank gauge, and the sump sensor at the time of inspection.	Diesel	June 20, 2017	Ongoing	23 CCR 2638(f)
12	<b>Failure to Monitor Product Piping</b> – The sensor in the fill sump is not able to detect a leak at the earliest opportunity because it is located on the wrong side of the sump.	Diesel	June 20, 2017	Ongoing	23 CCR 2630(d)

**You are directed to correct the ongoing violations and submit compliance documentation to the State Water Board and The Pasadena Fire Department within sixty (60) days from the date of this letter. Have your DO make specific notations in the next monthly DO report indicating the ongoing violations have been corrected. The monthly DO report and any associated photos must be submitted as proof of compliance. Additionally, under the facility summary in CERS, all of the contact phone numbers should be updated.**

Please send all compliance documentation to the following:

**State Water Board**

Mr. Douglas McDevitt  
UST Enforcement Unit  
Office of Enforcement  
State Water Resources Control Board  
801 K Street, Suite 2300  
Sacramento, California 95814  
[douglas.mcdevitt@waterboards.ca.gov](mailto:douglas.mcdevitt@waterboards.ca.gov)

**Local CUPA**

Mr. James Weckerle  
Hazardous Materials Specialist  
Pasadena Fire Department  
199 South Los Robles Avenue, #550  
Pasadena, California 91001  
[jweckerle@cityofpasadena.net](mailto:jweckerle@cityofpasadena.net)

Pursuant to Health and Safety Code, chapter 6.7, section 25299, the owner and operator of the tank(s) are liable for a penalty of \$500 to \$5,000 per tank, per day of violation. These penalties will continue to accrue until the violations have been corrected.

If you have any questions, please contact me at (916) 341-5551, or by email at [amantha.henkel@waterboards.ca.gov](mailto:amantha.henkel@waterboards.ca.gov).

Sincerely,



Amantha Henkel  
Senior Environmental Scientist  
UST Enforcement Unit  
**Office of Enforcement**

cc: See next page.

cc: *(via email only)*

Mr. James Weckerle  
Hazardous Materials Specialist  
Pasadena Fire Department  
[jweckerle@cityofpasadena.net](mailto:jweckerle@cityofpasadena.net)

Mr. Andre Navarro  
Facilities Operations Supervisor  
Judicial Council of California  
[Andre.Navarro@jud.ca.gov](mailto:Andre.Navarro@jud.ca.gov)

Mr. Gerhard Flett  
Lead Engineer  
American Building Maintenance  
[gerhard.flett@abm.com](mailto:gerhard.flett@abm.com)

Mr. Fredrico Salas  
Assistant District Manager  
American Building Maintenance  
[fredrico.salas@abm.com](mailto:fredrico.salas@abm.com)